

In the  
Indiana Supreme Court

WILLIAM G. BERGHOFF, ET AL.	)	Supreme Court No. 02S00-0411-SJ-489
	)	
vs.	)	
	)	Case No. 02D01-0210-PL-499
TOWER BANK & TRUST CO. ET AL.	)	in the Allen Superior Court

**ORDER GRANTING EXTENTION OF TIME**

Comes now the Honorable David J. Avery, Special Judge in the above matter, and files his *Verified Third Petition for Extension of Time for Ruling*.

And this Court, being duly advised, now finds that said petition should be granted pursuant to Ind.Trial Rule 53.1(D).

IT IS, THEREFORE, ORDERED that the Hon. David J. Avery, Special Judge, is granted an extension of time through April 25, 2005, to enter a ruling on the pending motions currently before the court.

The Clerk of this Court is directed to forward notice of this Order to the Hon. David Avery, Allen Superior Court, 715 South Calhoun Street, #319, Fort Wayne, IN 46802-1805 and to the Clerk of the Allen Superior Court.

The Clerk of the Allen Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this \_\_\_\_\_ day of April, 2005.

\_\_\_\_\_  
Randall T. Shepard  
Chief Justice of Indiana